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OFFICE OF PETITIONS

In re Application of	:	
Isaac Levanon et al	:	
Application No. 10/035,987	:	ON PETITION
Filed: December 24, 2001	:	
Attorney Docket No. 369401-991120	:	

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed March 24, 2009, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the final rejection mailed October 4, 2006.

The above-identified application has been abandoned for an extended period of time. The Patent and Trademark Office is relying on petitioner's duty of candor and good faith and accepting the statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. See Changes to Patent Practice and Procedure, 62 Fed. Reg. at 53160 and 53178; 1203 Off. Gaz. Pat. Office at 88 and 103 (responses to comments 64 and 109) (applicant obligated under 37 CFR 10.18 to inquire into the underlying facts and circumstances when providing the statement required by 37 CFR 1.137(b) to the Patent and Trademark Office).

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an RCE and amendment; (2) **the petition fee of \$810.00**; and (3) a proper statement of unintentional delay.

This application is being referred to Technology Center AU 2155 for appropriate action by the Examiner in the normal course of business on the reply received March 24, 2009.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3208.

A handwritten signature in black ink that reads "Karen Creasy". The signature is written in a cursive style with a large, stylized "K" and a long, sweeping underline.

Karen Creasy
Petitions Examiner
Office of Petitions